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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ZHIGANG BAI and JINGXU ZHAO,

Plaintiffs,

v.

EMILIO T. GONZALEZ, Director of the United
 States Citizenship and Immigration Services;
 UNITED STATES CITIZENSHIP AND
 IMMIGRATION SERVICES; MICHAEL
 CHERTOFF, Secretary of the Department of
 Homeland Security; PETER D. KEISLER,
 Acting United States Attorney General;
 ROBERT MUELLER, Director of the Federal
 Bureau of Investigations; and FEDERAL
 BUREAU OF INVESTIGATIONS,

Defendants.

No. C 07-5251 SI

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this mandamus action is limited to Plaintiffs' request that this Court compel Defendants to adjudicate

1 the applications for adjustment of status. Given the substance of the action and the lack of any
2 potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax
3 court resources.

4 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
5 ADR Multi-Option Program and that they be excused from participating in the ADR phone
6 conference and any further formal ADR process.

7 Dated: January 2, 2008

Respectfully submitted,

8 SCOTT N. SCHOOLS
9 United States Attorney

10 /s/
11 EDWARD A. OLSEN
12 Assistant United States Attorney
13 Attorneys for Defendants

14 Dated: December 27, 2007


/s/
15 AUDRA R. BEHNÉ
16 Attorney for Plaintiffs

17 **ORDER**

18 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR
19 Multi-Option Program and are excused from participating in the ADR phone conference and any
20 further formal ADR process.

21 **SO ORDERED.**

22 Dated:


23 SUSAN ILLSTON
24 United States District Judge
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